

FILED *for*
RW

JUL 24 2009

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK
BY: *H. McDonald*
DEPUTY CLERK

DYLAN LOPEZ TYREE,

Plaintiff,

v.

LT. BROOKS, *et al.*,

Defendants.

) Civil Action No. 7:09-cv-00216
)
)
)

) ORDER
)
)

) By: Hon. Jackson L. Kiser
) Senior United States District Judge

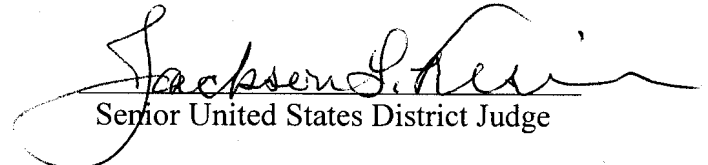
In accordance with the written memorandum opinion entered this day, it is hereby

ORDERED

that the plaintiff's complaint is **DISMISSED** for failing to state a claim upon which relief may be granted, pursuant to 28 U.S.C. § 1915A(b)(1), and the case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the plaintiff.

ENTER: This 24th day of July, 2009.


Senior United States District Judge